

## **IC 13-14-2**

### **Chapter 2. Powers of Department**

## **IC 13-14-2-1**

### **Orders and determinations by commissioner**

Sec. 1. (a) The commissioner may issue orders and make determinations under this title.

(b) An order issued under this section may address multiple sites for the purpose of arranging for site investigations and the establishment of priority of sites.

*As added by P.L.1-1996, SEC.4.*

## **IC 13-14-2-2**

### **Entry upon private or public property for inspection by agent**

Sec. 2. The department may have a designated agent, upon presentation of proper credentials, enter upon private or public property to inspect for and investigate possible violations of any of the following:

- (1) Air pollution control laws.
- (2) Water pollution control laws.
- (3) Environmental management laws.
- (4) IC 13-18-9.
- (5) IC 13-18-10.
- (6) IC 13-19-2.
- (7) IC 13-19-3.
- (8) Any rule adopted by one (1) of the boards.

*As added by P.L.1-1996, SEC.4.*

## **IC 13-14-2-3**

### **Department to represent state in all matters pertaining to environmental protection**

Sec. 3. The department may do the following:

- (1) Represent the state in all matters pertaining to plans, procedures, or negotiations for interstate compacts or other governmental arrangements for environmental protection.
- (2) Conduct, convoke, attend, or participate in official or unofficial conferences or hearings within or outside Indiana concerning any matter within the scope of the power and duties of the boards or the department.

*As added by P.L.1-1996, SEC.4.*

## **IC 13-14-2-4**

### **Acceptance of gifts or other funds**

Sec. 4. The department may accept and receive, on behalf of the state, any gifts or other money made available to the state from any source for purposes of:

- (1) this title; or
- (2) other environmental protection activities, surveys, or programs.

*As added by P.L.1-1996, SEC.4.*

#### **IC 13-14-2-5**

##### **Contract for legal, professional, and other services**

Sec. 5. The commissioner may employ or contract for the legal, professional, and other personnel and assistance that is necessary for the efficient performance of duties imposed by this title.

*As added by P.L.1-1996, SEC.4.*

#### **IC 13-14-2-6**

##### **Court actions by commissioner**

Sec. 6. Except as provided in IC 13-14-6, the commissioner may proceed in court, by appropriate action, to:

- (1) enforce any final order of the commissioner or of one (1) of the boards;
- (2) collect any penalties or fees;
- (3) procure or secure compliance with this title or any other law that the department has the duty or power to enforce;
- (4) procure compliance with any standard or rule of one (1) of the boards; or
- (5) enforce a restrictive covenant (as defined in IC 13-11-2-193.5) approved by the commissioner and created in connection with any remediation, closure, cleanup, or corrective action under this title in accordance with the terms of the covenant.

*As added by P.L.1-1996, SEC.4. Amended by P.L.61-2001, SEC.1.*

#### **IC 13-14-2-7**

##### **Orders to secure compliance; civil penalties**

Sec. 7. Except as provided in IC 13-14-6, the commissioner may issue orders to:

- (1) secure compliance with:
  - (A) this title; or
  - (B) any applicable rule of a board; and
- (2) assess civil penalties.

*As added by P.L.1-1996, SEC.4.*